

### **STATEMENT OF SUBSTANCE OF INTERVIEW**

**[0003]** Applicant would like to sincerely thank Examiner Ho for conducting a brief telephone interview with Applicant's representative, Bea Koempel-Thomas, on 6/15/2009.

**[0004]** During the interview, the Examiner and Applicant's representative discussed the status of the instant application as a divisional of the parent application SN 08/944,948, now issued US Patent 6,633,924, in which the claims were subject to a restriction requirement on October 2, 2000.

**[0005]** Based on the conversation with the Examiner, Applicant's representative understood the Examiner to indicate that claims 26-31 were subject to the pending judicially create, non-obviousness type double patenting rejection pending. Applicant's representative further understood the Examiner to indicate that cancellation of claims 26-31, would obviate the stated requirement of a terminal disclaimer.

**[0006]** Without commenting on the propriety of the Examiner's statements, in light of the interview, herein Applicant cancels claims 26-31, without prejudice or disclaimer.